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The Salt Lake Tribune.

ADVERTISE, and thrive! A
brief bit of business advice that
merits heeding. No business is a
success that doesn't grow, and no
business can continue to grow that
isn't advertised.

LXXXI, NO. 14. ESTABLISHED APRIL 15, 1871. SALT LAKE CITY, UTAH, THURSDAY MORNING, APRIL 28, 1910. WEATHER TODAY—Partly cloudy. 16 PAGES—FIVE CENTS.

THE CENSUS MAN HAS MISSED YOU

TURN YOUR NAME IN TO SECRETARY OF THE COMMERCIAL CLUB OR THE SUPERVISOR OF CENSUS
Commercial Club Phones 236, Either Phone; Supervisor of Census, Bell Phone Main 5626.

URGENTS NOT TENDERS

tion of Railroad Bill
to Sensational De-
bate in Senate.

VER OF IOWA ELOQUENTLY DECLINES

That Republican Party Is
and Broad Enough for
All Elements.

INGTON, April 27.—Insurgents
senate, through the eloquent
Senator Dooliver, today spurned
to quit their party associa-
Join the Democratic party.
vitation had been extended by
Rayner in the course of a speech
to the administration rail-
The exchange of mock com-
and aspersions amused the
and galleries for several hours,
ly resulted in political debate
Senator Bailey into a sharp
of the minority party.

general debate followed.
The prompt response.

Rayner's invitation to the "insur-
gents" made a generous hit with
the Democrats and regular
Republicans. Mr. Rayner had not re-
sented before Mr. Dooliver was
replying to Mr. Rayner's invita-
tion. Taking upon a dia-
the capitalization of railroads
to scrutinize the issue of the
of bonds of railroads. He said
could in no way interfere with
control of interstate com-
at argued that the control of
on might be used for that pur-

over then declined Mr. Rayner's in-
vitation. He said that he was
not a member of the "insurgents"
and that he was not going to
leave the party. He said that he
was not going to leave the party
and that he was not going to
leave the party.

calls Some History.

He said that he was not going to
leave the party and that he was
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not going to leave the party.

HEINZE'S TRIAL WELL UNDERWAY

Prosecution Outlines What It
Expects to Prove Against
Former Copper Magnate.

DENIES THAT OIL TRUST IS PLAYING ANY PART

Defense Scores Vital Point in
Relation to Order of the
Testimony.

NEW YORK, April 27.—After a scath-
ing opening address by United States Dis-
trict Attorney Wise, the government be-
gan in earnest today the prosecution of
its case against F. Augustus Heinze, the
Montana copper man who is charged with
misapplication of funds of the Mercan-
tile National bank, of which he was the
former head, and with overcertification of
the checks of Otto Heinze & Co., which
he and his associates dominated.

To Heinze's operations the prosecutor
referred to as "flim flam" and "bunko
games," while he charged that the Mer-
cantile National bank had been reduced to
the level of a gambling institution. When
counsel had concluded their ad-
dresses, the government began the in-
roduction of evidence, important among
which a letter of August 1, 1907, "O. K'd"
by the defendant and addressed to the
Mercantile National bank, as follows:

"Please deliver to bearer from collat-
eral you are holding as securities
100 shares of Louisville & Nash-
ville, 100 shares of Southern Pacific com-
mon, 100 shares of Amalgamated Copper
and receive in exchange 1000 United Cop-
per common."

Shares Held for Loan.

The securities which the 1000 shares of
United Copper replaced had been left by
Otto Heinze & Co. as part security for a
loan of \$150,000 on May 24, 1907.

Testimony was given to show that on
May 27, 1907, a loan for \$150,000 by the
Mercantile National was secured by 100
shares of United Copper preferred, 200
shares of United Copper common, 300
shares of Southern Pacific common, 500
shares of Amalgamated Copper common,
and various loan book entries were
made to show how Otto Heinze & Co. are
alleged to have obtained loans from the
bank on standard securities, later substitut-
ing therefor less valuable copper
stocks.

An entry of August 5, 1907, was ad-
mitted, after much objection on the part of
the defense. It purported to show that
\$600,000 had been loaned to a clerk in the
United Copper company's office, and in
turn made payable to the Montana Ore
Extraction company, one of the Heinze
concerns. Mr. Wise sought to show that
this loan had crippled the bank's legal
reserve.

Heinze's Brother Borrowed.

Other entries were read showing that
on August 10, 1907, Arthur P. Heinze, a
brother of the defendant, had borrowed
\$170,000 on 1100 shares of United Copper.
Arthur Heinze was a director of the
bank at the time, and the loan of \$170,-
000 was placed to his own account, swell-
ing it from \$200 to \$112,000.

A trial opened with the denial by
Judge Hough of motions for the dismissal
of all the indictments and Mr. Wise then
began outlining the government's case
against Heinze, charging misapplication
of the funds of the Mercantile National
bank while it was its president, and with
over-certification of checks of Otto Heinze
& Co. at the time, it is charged, the firm
was carrying on extensive speculations
in the stock of the United Copper com-
pany.

"This man is not being prosecuted by
the Standard Oil," Mr. Wise said in his
opening address. "I am not here as the
prosecutor of Charles W. Morse, nor am
I here as an employee of the Standard
Oil company, but a sworn officer of the
government, charged with the duty of
doing justice as such. The Standard Oil
has nothing to do with this case, and so
help me God it will have nothing to do
with it."

Formation of Pool.

Mr. Wise said he would show the stock
of the United Copper company on which
the money was loaned to the firm of Otto
Heinze & Co. was worth at no time be-
tween January 1, 1907, and October, 1909,
more than \$20 a share.

"I will show you," continued Mr. Wise.
"That Otto Heinze, Arthur Heinze and
Max C. Schultze, the controlling stock-
holders in the United Copper company and
formed a pool to inflate the stock."

They proceeded to show the infla-
tion of the stock, and Mr. Wise in his
allusions to the United Copper com-
pany management.

The prosecutor told the jury that F.
Augustus Heinze was at that time presi-
dent of the United Copper company and
president of the Mercantile National
bank.

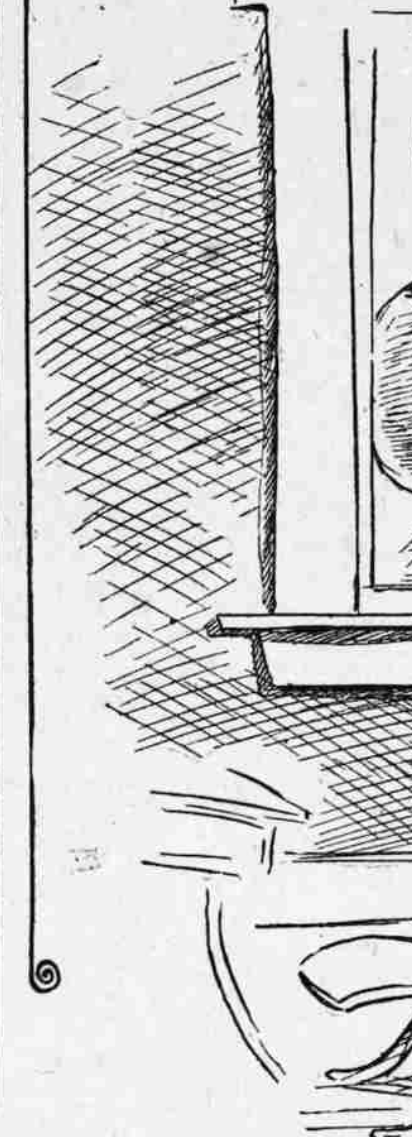
He declared that in "financing this haz-
ardous, reckless speculation," the bank,
through Heinze, loaned \$1,000,000 to the Mer-
cantile National bank which it had put
in a position of a gambler in Wall street.

Career of the Firm.

Otto C. Heinze & Co. at one time engaged
in the dry goods business in
Chicago, and later in the mercan-
tile business in Salt Lake City. They
closed up shop in a night and became
a brokerage firm. They entered Wall
street and became well known as a firm
of affairs as a 2-year-old.

"I will ask at the close of the trial
whether this man, as trustee, had
violated his trust, and as a result the
Mercantile National bank has been
looted. And I shall ask that he be pun-
ished as a lesson to all men that they
may do likewise."

THE TEMPTER



SCHOOL DAYS NOW-A-DAYS FOR THE BOY



MAD ELEPHANTS GO ON RAMPAGE

Nine Escape From Keepers at
Danville, Ill., and Run
Wild.

AT LEAST TWO PERSONS
ARE SERIOUSLY INJURED

Huge Beasts Smash Summer
Kitchens and Destroy
Gardens.

DANVILLE, Ill., April 27.—Several
persons were injured and property dam-
aged to the amount of several thousand
dollars when eight bulls and one female
elephant of the Ringling circus stampeded
here today.

As the pachyderms were being un-
loaded, after several hours' ride from Chi-
cago, one of the bulls made a break for
liberty, bowled over the keeper and es-
caped. He was followed by seven bulls.
Later, while the entire force of trainers
and keepers were engaged in the unusu-
al sport of hunting elephants in auto-
mobiles, the female escaped.

For several hours the elephants were
at large. The entire force of police re-
serves were called into action and gave
chase.

After escaping, the elephants moved for
some time in a bunch and then separat-
ed. They stopped for nothing except
food and water. Small frame
structures, coal sheds, fences and trees
in their path were pushed aside, turned
over or uprooted.

At the home of William Miller, three
elephants found there was not sufficient
room for them to pass between the sum-
mer kitchen and residence and pushed
the kitchen aside, badly frightening the
persons within.

Man Badly Injured.

At the home of Joseph Peebles, after
overturning a shed and killing a horse,
one of the animals attacked Peebles and
hurled him against the side of the house.
He is now in a critical condition.

Barney O'Neil was thrown from a
wagon when the herd of elephants
dashed down a side street and in front
of his team. F. Krabbe, a keeper, who
was assisting in taking three bulls to
the cars after their capture, was hurled
against the side of a barn and seriously
injured.

Other persons were slightly injured
during the stampede.

More than one hundred homes were
visited by the elephants and the damage
done was estimated at \$2000 to \$10,000.
Truck gardens, orchards and many
buildings were ruined.

Tonight one elephant is still at large,
two or three miles north of the city, and
a force of attendants, with two bulls and
a female, were sent to capture him.

RUTH BRYAN LEAVITT
WILL WED ONCE MORE

LONDON, April 27.—The engagement
is announced of Lieutenant Reginald Ath-
lone Owen of the Royal engineers, sta-
tioned at Jamaica, to Ruth Bryan Leavitt,
daughter of William F. Bryan, who for-
merly was Mrs. W. H. Leavitt.

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STEEL PASSENGER CARS FOR HARRIMAN LINES

CHICAGO, April 27.—Announcement was made today that the Harriman lines have contracted with Chicago builders for 424 all-steel passenger cars for delivery this year. This will give the Harriman lines a total of 325 all-steel cars, which is about 31.2 per cent of the passenger equipment on these roads.

HALLEY'S COMET RISES AT 2:56 A. M. ON FRIDAY

(Copyright, 1910, by Frederick Campbell.)

April 28.—Halley's comet rises at 2:56 a. m. today and tomorrow at 2:56 a. m. Sun rises at 4:28 a. m. The comet two hours in advance of the sun and about 2 degrees north of its path moving eastward in the constellation Pisces. Comet's speed today about 107,100 miles an hour.

*NOTICE AS TO TIME.
The time given in these bulletins is meridian standard time. Where that differs materially from local time, and if local figures are preferred, after by subtracting the necessary minutes for both sun and comet, if east of the meridian; or by adding, if west of the meridian. The time given in the bulletins, however, is thought to be sufficient serviceable everywhere.

In the mountain region, particu-
larly in Salt Lake, the mountains prevent a glimpse of the comet un-
til about an hour later than the time indicated. Thus it will be 4:01 Thursday morning before Salt Lakeers can see the celestial visit-
tor.

ROOSEVELT MAY SUCCEED DEWEY

Former President to Be Senator
From New York, Latest
Political Dope.

VARIOUS OPINIONS LEAD
TO ONE CONCLUSION

Retirement of Hughes to Bench
Leaves Roosevelt as Dicta-
tor in New York.

WASHINGTON, April 27.—Theodore Roosevelt for the United States senate as successor to Chauncey M. Depew. This is the way the political prophets and wiseacres in Washington have the situation in New York state figured out today. They arrived at the conclusion from many different viewpoints and there is apparently a consensus of opinion that this suggestion offers a solution to a multitude of problems confronting the Republican party not only in the empire state, but in the nation at large.

In the general discussion of the situation growing out of the appointment of Governor Hughes to the supreme court, it has already been agreed that his retirement from politics leaves Colonel Roosevelt as the probable dictator of the party in New York state.

The party leaders in Washington realize and they believe Mr. Roosevelt will come realize the same thing, that the exigencies in New York demand a strong factor in the race this fall if the Republic-
ans are to gain success at the polls.

With Roosevelt as candidate for the senate it is predicted that the Republican party would easily retain control of the legislature and that the Roosevelt per-
sonality in the campaign would bring suc-
cess to the entire state ticket.

HAMMERSTEIN LEAVES GRAND OPERA FIELD

NEW YORK, April 27.—Oscar Hammer-
stein has abandoned the fields of grand opera here, which he has managed for
counsel, and his son Arthur, he an-
nounced tonight that he had capitulated
to the "exactions of the artistic tem-
perament which, aided and flattered by com-
petition now demanded salaries, which if
paid, meant bankruptcy, and if refused
meant no performances."

Both his own and the Metropolitan Op-
era company faced deficits, he said, for
the season just closed. Therefore, he
had concluded the public here and else-
where would be better served by one
company in the field, and as the Metro-
politan had, through its stockholders,
what amounts to a subsidy he left it to
fulfill the public need.

R. F. Stotesbury, the banker and horse-
man, will take over the Philadelphia op-
era house by the terms of an agreement
ratified last night by Mr. Hammerstein
and E. H. Root for Hammerstein, Mr. Stotes-
bury and Paul D. Cabath of the Metro-
politan Opera company.

Hammerstein retains his Manhattan
opera house here, which he will probably
turn over to vaudeville, but his costumes,
scenery and all other property, with all
his contracts for next season, pass to the
Metropolitan for a cash consideration,
which, with the amount paid by Mr. Stotes-
bury, will guarantee him a total of \$25,-
000 and.

HYDE PURCHASED DEADLY POISON

Large Quantity of Cyanide of
Potassium Bought by Doctor
Accused of Murder.

STRANGE CASE DEVELOPS
ADDITIONAL SENSATIONS

Gave as Reason for Securing the
Poison That He Wanted to
Kill Dogs.

KANSAS CITY, April 27.—Cyanide
of potassium, the deadly poison which
the state contends Dr. Hyde gave
Colonel Thomas H. Swope before his
death, played an important role in the
physician's murder trial today. Hugo
Brecklein, a druggist, and three of his
employees testified that on three oc-
casions, in September and December,
1909, Dr. Hyde purchased a total of
twenty five-grain capsules of the poison
at his place of business.

So dangerous was this poison and
so rare were sales of it in capsule form,
said Mr. Brecklein, that he once
warned Dr. Hyde of its deadly quali-
ties and told him that unless he prom-
ised to handle the capsules himself and
destroy what he did not use he would
refuse to sell them to him.

To this, the witness said, Dr. Hyde
replied that he was acquainted with the
nature of the poison, and wanted it
only for the purpose of killing dogs.

The physician made no mention of
desiring to rid his office of vermin, said
Mr. Brecklein. This was the use the
poison was put to, claimed the defense
in its opening statement.

Before the noon recess Dr. A. L.
Stewart, a bacteriologist, took the
stand. It was from him Dr. Hyde ob-
tained the germs with which he is al-
leged to have inoculated the Swope
family and others.

Record Shows Purchases.

The story of Dr. R. Clark Hyde's al-
leged purchases of poison entered ac-
tively into the trial this morning, when
Miss Ada Hoover, a bookkeeper and
pharmacist employed by Hugo Breck-
lein, a druggist, took the witness stand.
She brought with her books in which
were Hyde's accounts.

Brecklein's pharmacy was burned
last December, but the books were
stored in a safe and were not injured.
The state said in its opening statement
it would show Dr. Hyde purchased cy-
anide of potassium at the drug store
several times last fall.

Cyanide of potassium was first men-
tioned by Prosecutor Conkling when,
after Mr. Brecklein had been excused,
he read the accounts offered as evi-
dence. They showed Dr. Hyde was
charged with purchasing four five-grain
capsules of cyanide on September 13,
four on December 5 and twelve on De-
cember 9.

Fred W. Sulten, a druggist of St.
Louis, testified that coccina pills were
used to stimulate the bowels of the vic-
tim, but the pills were in use in the
Swope house.

Lazier Williams, a clerk at the Breck-
lein store, testified to an alleged pur-
chase of six five-grain capsules of cy-
anide of potassium by Dr. Hyde on De-
cember 10. The order, said Williams,
was first telephoned to the store, and
Mr. Brecklein, suspecting error, ordered
the clerk to telephone Dr. Hyde and
see if it was correct.

Had Plausible Explanation.

"I called Dr. Hyde and asked him
if he ordered the cyanide," said Wil-
iams. "He answered he had. I in-
quired what he wanted to do with it.
He said he desired to kill dogs."

"Did you then fill the order?" asked
Prosecutor Conkling.

"I did."

"Did you ever before sell cyanide
of potassium to a physician?" queried
Mr. Conkling.

"Never," was answered.

"Did you ever sell it in capsule form
to anybody but Dr. Hyde?"

"No, sir."

Attorney Walsh asked but one ques-
tion on cross examination, if the poi-
son was ever sold in lump form. The
witness said it was not.

John Massman, another of Brecklein's
clerks, was next called.

Mr. Massman merely corroborated
the sale of cyanide to Dr. Hyde on Sep-
tember 13.

Hugo Brecklein was the next wit-
ness.

Dr. Hyde, said Mr. Brecklein, called at
the store for the capsules on December 5
and a conversation followed.

IS YOUR NAME ON CENSUS LIST

Salt Lakers Are Overlooked
as if Omission Was
Intentional.

WORK OF ENUMERATORS
IS LIKE A FARCE

Appears to Be a Concerted Plan
to Prevent a Full
Count.

"There are a great many persons in
Salt Lake who have reached the con-
clusion that the taking of the census in
Salt Lake City is not only a farce, and
that there is not only a desire, but a con-
certed plan to prevent a real count of the
people who live in Salt Lake. The hand
of the federal bunch is seen in the
scheme." This is the way a prominent
Salt Lake citizen expressed himself to The
Tribune on Tuesday. Continuing, he said:

"The reason for this is apparent. The
great growth in the population in Utah
during the last decade has been in Salt
Lake and Salt Lake county, a fair in-
crease in Ogden and a large increase in
Tooele county, due to the great smelter
near Tooele City.

Little Gain Outside.

"There has been comparatively little
gain in population in other portions of
the state. Provo census returns will dis-
close but little increase, and the same is
true of Logan, for the converts to the
Mormon faith who have emigrated to
Utah during the past ten years have
been small as compared to previous de-
cades, and few outsiders of the church
converts have come into the outer coun-
ties. The great influx of immigrants has
been to the places first cited, Salt Lake
City in particular.

"Salt Lake City should show a popu-
lation of 125,000, in view of the great in-
flux of new population and the recent ad-
ditions taken into the city. The last city
directory issued by Polk showed a popu-
lation of 115,000. But the way the
enumerators are working large areas in
the city are being skipped, for some rea-
son or other. And there you are."

Places That Are Skipped.

There are only three days more in
which the enumerators can work. Satur-
day is the last day. From various points
in the city complaints come to The
Tribune that many persons are being
overlooked. Here are a few that came
in Wednesday afternoon when no
enumerators have been.

Oxford apartments, 119 West North
Temple street.

A long stretch on South Eighth East.
Eleventh South, between Tenth and
Eleventh East.

No. 74 South Fifth East. The house
Smith apartments on Third East.

Why have these places been over-
looked? Residents of these places de-
clare that census enumerators have
been in that vicinity, but have not called.
Why?

Some Interesting Figures.

The census of 1900 gave Utah a popu-
lation of 276,749. Of this number, 53,531
resided in Salt Lake City, or almost one-
fifth of the entire population of the state.
While Salt Lake county, including Salt
Lake City, contained a population of 77,-
725, or more than one-fourth, in fact,
almost one-third of the entire population
of the state.

The present apportionment of the legisla-
ture of Utah is not based upon the
census of 1900, but upon the census of
1890, or twenty years ago. Then the
state had a population of 207,905. Upon
that basis the basis of apportionment
for representation in the legisla-
ture was one representative for every
4900 persons and one senator for every
11,500 persons. This gave the state
forty-five members and the senate
eleven. Salt Lake county was given
three representatives and three senators.
This apportionment has never been
changed, although the legislature is di-
rected by the constitution so to do.

New Apportionment Necessary.

When the legislature elected next fall
convenes in January, there should be
necessarily a change in the basis of ap-
portionment, and under this apportion-
ment Salt Lake county, in view of the
enormous increase in population, will be
entitled to at least twenty representa-
tives and eight senators. There is every
reason to believe that these representa-
tives and senators under this apportion-
ment who will be elected in 1913 will be
persons who will not be dominated by the
federal bunch or the high ecclesiastics of
the church.

It is up to the people themselves. If
there is any sentiment of Salt Lake City
who has not been visited or enumerated
by the census enumerator, he or she
should call the commercial club today
over either phone. The number of the
club is 236. They should likewise call
the supervisor of the census, Bell phone
5626.

Utah wants another congressman. Salt
Lake county wants its proportion of rep-
resentation in the state legislature. Every
good citizen is directly interested in
seeing that this is done. It can only
be done where every citizen does his duty
by seeing that he is enumerated.

MANY MINERS ENTOMBED, BUT PROBABLY SAFE

LONDON, April 27.—Five hundred
miners were entombed today at the
Tyn-y-Beddu colliery in Wales as a re-
sult of the breaking down of the cage
machinery. The managers are endeavor-
ing to make a connection with the
miners through another shaft half a
mile distant.

The miners are being brought up by
way of the second shaft, but progress
is slow, and it is expected that it will
be tomorrow morning before all the im-
prisoned men are rescued. Supplies of
food for the men are being lowered, and
as is known, no fatalities have occurred.

Not Suicide, but Accident.

WASHINGTON, D. C., April 27.—While
theories of suicide and murder have been
advanced as the cause of the drowning
of Miss Estelle Reid, the young American
art student whose body was found on a
beach near Naples, Italy, the report of
Consul Crownshield at that city, re-
ceived at the state department today, in-
dicates that the young woman was ac-
cidentally drowned.

Continued on Page Two</